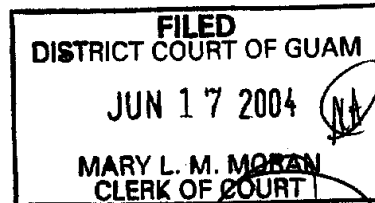


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8 *Attorney for Plaintiffs*



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10
11 **IN THE UNITED STATES DISTRICT COURT**
12 **DISTRICT OF GUAM**

13 FELIPE DATUIN, et al.,

14 Plaintiffs,

15 vs.

16 LSG Lufthansa Service Holding AG,
17 et al.,

18 Defendants.

CIVIL CASE NO. 04-00010

**DECLARATION OF COUNSEL
RE: MOTION FOR
LEAVE OF COURT
TO FILE OPPOSITION
TO MOTION TO DISMISS**

19 I, Sandra D. Lynch, hereby declare that I am counsel for Plaintiffs and that the following is
20 true to the best of my knowledge and belief:

- 21 1. Since January, 2004, due to a serious illness, I have been home ill many days. My
22 illness carried forward into February and March and I have had to continue many
23 of my cases in local court. Due to ongoing medical issues, I have been unable to
24 attend to many of my clients and have notified them of this fact. I sent notices of
25 my medical illness to all members of the Bar and local courts.
- 26 2. I was off island from April 7 to April 24 for medical treatment. When I returned, I
27 was only able to work a few hours each week.
- 28 3. Since that time, I have attempted to request continuances and deal with other issues

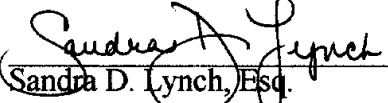
1 before this Court and the local Courts in an effort to best represent my clients.

2 4. I have also attempted to obtain alternative counsel for my clients, but as in this case,
3 many attorneys on Guam are not familiar with the law regarding employees' rights
4 or are reluctant to enter the case. It is possible that I may have to handle this case
5 following my surgery and further treatment off island.

6 5. I have made good faith efforts to attend to all matters pending and through
7 inadvertence, since it is common for Motions to Dismiss to be scheduled for hearing,
8 no response was filed until now.

9 6. I have requested Leave of Court to permit the filing of the Opposition in this matter.

10 Dated this 17th of June, 2004.

11 
12 Sandra D. Lynch, Esq.